

**BOARD OF COUNTY COMMISSIONERS
AGENDA ITEM SUMMARY**

Meeting Date: 5/18/05 - KL

Division: County Attorney's Office

Bulk Item: Yes X No

Department: County Attorney's Office

**** PUBLIC HEARING 3:00 P.M. ****

Staff Contact Person: Suzanne Hutton

AGENDA ITEM WORDING:

Public Hearing to consider adoption of Resolution renouncing and disclaiming any right of the County and the public in and to a portion of Tarpon Street, and an access driveway to Lot 28, as shown in Plat Book 1, Page 103 of the public records of Monroe County, Florida.

ITEM BACKGROUND:

Petition has been reviewed and approved by Planning, Engineering and Fire Marshall.

PREVIOUS RELEVANT BOCC ACTION:

4/20/05 Resolution # -2005 approved by BOCC setting date, time and place for Public Hearing for May 18, 2005 at 3:00 p.m. in Key Largo, FL.

CONTRACT/AGREEMENT CHANGES:

STAFF RECOMMENDATIONS:

Approval.

TOTAL COST: Petitioner Pays

BUDGETED: Yes No

COST TO COUNTY: N/A

SOURCE OF FUNDS:

REVENUE PRODUCING: Yes No **AMOUNT PER MONTH** **Year**

APPROVED BY: County Atty JK OMB/Purchasing Risk Management

DIVISION DIRECTOR APPROVAL:

John R. Collins 04/29/05

JOHN R. COLLINS, COUNTY ATTORNEY

DOCUMENTATION: Included Not Required

DISPOSITION:

AGENDA ITEM #

RESOLUTION NO. - 2005

**A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF
MONROE COUNTY, RENOUNCING AND DISCLAIMING ANY RIGHT
OF THE COUNTY AND THE PUBLIC IN AND TO A PORTION OF SEA
LANE, GEIGER KEY, MONROE COUNTY, FLORIDA.**

WHEREAS, the Board of County Commissioners of Monroe County, Florida, desires to renounce and disclaim any right of the County and the public in and to the hereinafter described streets, alley-ways, roads or highways, and

WHEREAS, due notice has been published and a public hearing has been held in accordance with Chapter 336, Florida Statutes, and

WHEREAS, at said public hearing the Board considered the argument of all parties present wishing to speak on the matter, and all premises considered concerning the renouncing and disclaiming of any right of the County and the public in and to the hereinafter described streets, alley-ways, roads or highways as delineated on the hereinafter described map or plat, and

WHEREAS, the Board has determined that vacation of the said road is for the general public welfare, and conforms to the requirement of Fla. Stat. Secs. 336.09 and 336.10; now, therefore,

BE IT RESOLVED THAT THE BOARD OF COUNTY COMMISSIONERS OF MONROE COUNTY, FLORIDA, hereby renounces and disclaims any right of the County and the public in and to the following described streets, alley-ways, roads or highways as delineated on the hereinafter described map or plat, to-wit:

DRIVEWAY: THAT STRIP OF LAND APPROXIMATELY 10 FEET X 50 FEET MARKED "DRIVEWAY" LYING BETWEEN LOTS 27 AND 29 AS SHOWN ON THE PLAT OF TAVERNIER COVE, RECORDED IN PLAT BOOK 1, PAGE 103, OF THE PUBLIC RECORDS OF MONROE COUNTY.

ROAD: ALL THAT PART OF TARPON STREET LYING SOUTH OF THE SOUTHERLY LINE OF SUNRISE DRIVE, AS SHOWN ON THE PLAT OF TAVERNIER COVE, RECORDED IN PLAT BOOK 1, PAGE 103, OF THE PUBLIC RECORDS OF MONROE COUNT.

SAID PARCELS BEING MORE PARTICULARLY DESCRIBED BY METES AND BOUNDS AS FOLLOWS:

COMMENCING AT NORTHWEST CORNER OF SAID LOT 31 ON THE SOUTHERLY RIGHT OF WAY LINE OF SUNRISE DRIVE, THENCE RUN IN A SOUTHEASTERLY DIRECTION ALONG THE NORTHEASTERLY LINE OF SAID LOT 31 AND THE SOUTHERLY RIGHT OF WAY LINE OF SUNRISE DRIVE FOR A DISTANCE OF 86.57 FEET TO THE POINT OF BEGINNING OF THE UTILITYE ASTMENT HEREINAFTER DESCRIBED: THENCE CONTINUE IN SAID SOUTHEASTERLY DIRECTION FOR A IDSTANCE OF 10.00 FEET; THENCE WITH A DEFELCTED ANGLE TO THE RIGHT OF 90 DEGREES AND IN A SOUTHEASTERLY DIRECTION FOR A DISTANCE OF 5.00 FEET; THENCE WITH A DEFLECTED ANGLE TO THE RIGHT OF 90 DEGREES AND IN A NORTHEASTERLY DIRECTION FOR A DISTANCE OF 5.00 FEET BACK TO THE POINT OF BEGINNING. CONTAINING 50.0 SQUARE FEET.

PASSED AND ADOPTED by the Board of County Commissioners of Monroe County, Florida, at a regular meeting of the Board on the 18th day May, 2005.

Mayor Spehar
Mayor Pro Tem McCoy
Commissioner Nelson
Commissioner Neugent
Commissioner Rice

(SEAL)

Attest: DANNY L.KOLHAGE, Clerk

BOARD OF COUNTY COMMISSIONERS
OF MONROE COUNTY, FLORIDA

By _____
Deputy Clerk

By _____
DIXIE M. SPEHAR, Mayor/Chairperson



BOARD OF COUNTY COMMISSIONERS

Mayor Dixie M. Spehar, District 1
Mayor Pro Tem Murray E. Nelson, District 5
George Neugent, District 2
Charles "Sonny" McCoy, District 3
David P. Rice, District 4

*County Attorney's Office
P. O. Box 1026
Key West, FL 33041-1026
(305) 292-3470*



April 25, 2005

Mr. Daryle L. Osborn, P. E.
Keys Engineering Services, Inc.
86801 Overseas Highway
Islamorada, FL 33036

RE: Abandonment of a portion of Tarpon Street, and an access driveway to Lot 28, Tavernier
Public Hearing: May 18, 2005, at 3:00 PM, Key Largo Library

Dear Mr. Osborn:

On April 20, 2005 the Board of County Commissioners approved the scheduling and advertising of a Public Hearing concerning the above-referenced Road Abandonment Petition for May 18, 2005 at 3:00 p.m. in Key Largo. The Public Notice will be published in *The Reporter*, Friday, April 29, 2005 Pursuant to F.S. 336.10 which requires the notification to be published "...one time...at least two weeks prior to the date stated therein...".

Please make the necessary arrangements to attend the May 18th public hearing should the Board have any questions regarding this matter. If you have any questions, please feel free to contact Assistant County Attorney Suzanne Hutton by phoning (305) 292-3470 or I can be reached directly by phoning (305) 292-3472.

Sincerely,

A handwritten signature in cursive script, appearing to read 'Kathy Peters'.

Kathy M. Peters
Paralegal/Administrative Liaison

KMP/

cc: Mr. Chuck Schafstall
File

NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN that the Board of County Commissioners of Monroe County, Florida, will hold a public hearing on **May 18, 2005, at 3:00 PM, at the Key Largo Library, Key Largo, Florida**, for the purpose of determining whether or not the following streets, alley-ways, roads or highways shall be abandoned:

DRIVEWAY: THAT STRIP OF LAND APPROXIMATELY 10 FEET X 50 FEET MARKED "DRIVEWAY" LYING BETWEEN LOTS 27 AND 29 AS SHOWN ON THE PLAT OF TAVERNIER COVE, RECORDED IN PLAT BOOK 1, PAGE 103, OF THE PUBLIC RECORDS OF MONROE COUNTY.

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Pursuant to Section 286.0105, Florida Statutes, notice is given that if a person decided to appeal any decision made by the Board with respect to any matter considered at such hearings or meetings, he will need a record of the proceedings, and that, for such purpose, he may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.

Dated at Key West, Florida, this 20th day of April, 2005.

**DANNY L. KOLHAGE, Clerk of the Circuit Court
and ex officio Clerk of the Board of County (SEAL)
Commissioners of Monroe County, Florida**

Publication date:

The Reporter Friday, 4/29/05

NOTICE OF PUBLIC HEARING

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Dated at Key West, Florida, this 20th day of April, 2005.

DANNY L. KOLHAGE, Clerk of the Circuit Court
and ex officio Clerk of the Board of County (SEAL)
Commissioners of Monroe County, Florida

Publication date:

The Reporter Friday, 4/29/05



BOARD OF COUNTY COMMISSIONERS

Mayor Dixie M. Spehar, District 1
Mayor Pro Tem Murray E. Nelson, District 5
George Neugent, District 2
Charles "Sonny" McCoy, District 3
David P. Rice, District 4



April 20, 2004

The Reporter
Attn: Legal Advertising – Joan Hilt
P. O. Box 1197
Tavernier, FL 33070
jhilt@keysreporter.com

RE: Notice of **Public Hearing** – Proposed Road Abandonment
Tarpon Drive, Tavernier, FL

Dear Joan:

Enclosed please find a *Notice of Public Hearing* for publication in the Legal Ad section of your newspaper on Friday, April 29, 2005. I would appreciate your confirmation of receipt of this document and the requested publication date. Please mail the correlating invoice along with two (2) Proof of Publication Affidavits to:

Board of County Commissioners
Account #624709
c/o County Attorney's Office
PO Box 1026
Key West, FL 33041

Thank you for your assistance in this matter. Should you have any questions, I can be reached directly by phoning (305) 292-3472.

Very truly yours,

Kathy M. Peters
Paralegal/Administrative Liaison

KMP:
Enclosure (Notice of Public Hearing)

Sent 4/20/05

Request to Publish

RESOLUTION NO. 133 -2005

A RESOLUTION SETTING THE DATE, TIME AND PLACE FOR A PUBLIC HEARING CONCERNING THE PROPOSED ABANDONMENT OF A PORTION OF TARPON STREET, AND AN ACCESS DRIVEWAY TO LOT 28, AS SHOWN IN PLAT BOOK 1, PAGE 103 OF THE PUBLIC RECORDS OF MONROE COUNTY, FLORIDA

WHEREAS, the Board of County Commissioners of Monroe County, Florida, desires to renounce and disclaim any right of the County and the public in and to the hereinafter described streets, alley-ways, roads or highways, and

WHEREAS, under Chapter 336, Florida Statutes, it is necessary to hold a public hearing after publishing due notice of said hearing in accordance with said Chapter, now, therefore,

BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MONROE COUNTY, FLORIDA, that the Board will hold a public hearing on **May 18, 2005, 2004 at 3:00 PM, at the Key Largo Library**, Key Largo, Florida, to determine whether or not the Board will renounce and disclaim any right of the County and the public in and to the following described streets, alley-ways, roads or highways as delineated on the hereinafter described map or plat, to-wit:

DRIVEWAY: THAT STRIP OF LAND APPROXIMATELY 10 FEET X 50 FEET MARKED "DRIVEWAY" LYING BETWEEN LOTS 27 AND 29 AS SHOWN ON THE PLAT OF TAVERNIER COVE, RECORDED IN PLAT BOOK 1, PAGE 103, OF THE PUBLIC RECORDS OF MONROE COUNTY, FLORIDA.

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PASSED AND ADOPTED by the Board of County Commissioners of Monroe County, Florida, at a regular meeting of the Board held on the 20th day of April, 2005.

Mayor Dixie M. Spehar
Mayor Pro Tem Charles "Sonny" McCoy
Commissioner Murray Nelson
Commissioner George Neugent
Commissioner David Rice

Yes
Yes
Yes
Yes
Yes

FILED FOR RECORD
05 MAY -3 AM 9:50
DANNY L. KOLHAGE
CLK. CIR. CT.
MONROE COUNTY, FLA.

BOARD OF COUNTY COMMISSIONERS
OF MONROE COUNTY, FLORIDA

(SEAL)
ATTEST: DANNY L. KOLHAGE, CLERK

By *Jamela Hancock*
Deputy Clerk

By *Dixie M. Spehar*
Mayor Dixie M. Spehar

MONROE COUNTY ATTORNEY
APPROVED AS TO FORM:

Suzanne A. Hutton
SUZANNE A. HUTTON
ASSISTANT COUNTY ATTORNEY
Date 4/24/05

ROAD ABANDONMENT PETITIONDATE 2/3/05NAME ISLAND ESCAPES, LLCADDRESS 81801 OVERSEAS HWY ISLAMORADA FL 33036

STREET/EASEMENT/ETC.

(to be abandoned) TARDON DRIVE

We hereby petition the Honorable Board of County Commissioners to renounce and disclaim any right of the County and the public in and to the street, alleyway, road or highway as described in the following attachments:

(Exhibit A) Survey

Description of roadway to be abandoned and survey showing that portion marked with diagonal lines with petitioners' property clearly delineated and outlined, and showing all adjacent properties.

(Exhibit B) Map of island/key on which road is located, clearly showing US 1, Mile Marker number and portion of road to be abandoned.

(Exhibit C) Copies of deed(s)

Petitioners certify that they are the sole owners of Lot(s) 27 - 33 and that the abandonment of said road will not take away from other property holders' right of ingress and egress to their property, and that the ~~19~~ 2004 taxes on their subject land have been paid.

(Exhibit D) Legal description of that portion of roadway which petitioners seek to have abandoned.

(Exhibits E-1, E-2, E-3, E-4) - Letters of no objection from utility companies - including, but not limited to, water, electricity, telephone, cable TV.

(Exhibit F) - Letters of no objection from all adjacent property owners and list of names and addresses of all adjacent property owners.

Petitioners seek the abandonment for the following reasons:

ROAD AND DRIVEWAY HAS NEVER BEEN DEVELOPED, ISLAND

ESCAPES OWNS ALL THE PROPERTY ADJACENT TO THE

DRIVEWAY AND ROADWAY AND THE ORIGINAL INTERIOR

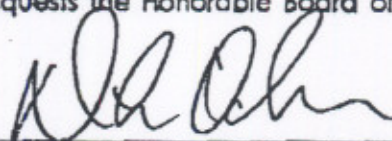
ACCESS OF BOTH DRIVEWAY & ROADWAY IS NO LONGER REQUIRED.

Petitioners agree to be responsible for and pay for all costs of advertising and recording fees incurred relative to this request for the vacation.

Petitioners further agree to grant any easement necessary for the furnishing of utilities, including without limitation, electric power, water, sewer, telephone, gas, cable and other electric communication services to the same extent as is common within this area as to height, width and degree, upon request for such service or by the Board of County Commissioners through its authorized agents. If easements are so required, copies of the executed documents will be provided to the County before the petition is presented to the BOCC.

Petitioners certify that the road to be abandoned does not end at water or that, if it does, the road is not a dedicated and accepted right-of-way (including by operation of law due to construction or maintenance by County).

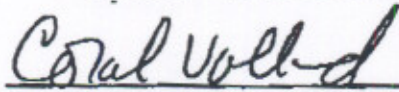
WHEREFORE, Petitioners formally requests the Honorable Board of County Commissioners to grant this petition.



PETITIONER

☒ Is personally known to me.
☒ Provided as identification _____

Sworn to and subscribed before me this 3 day of February, 2005 ~~1995~~



Typed Notary Name and Number

Notary Signature and Seal



PETITIONER

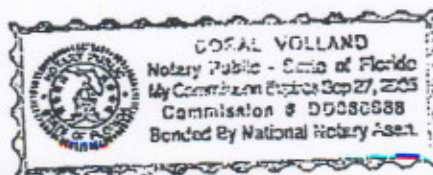
☐ Is personally known to me.
☐ Provided as identification _____

Sworn to and subscribed before me this _____ day of _____, 1995.

Typed Notary Name and Number

Notary Signature and Seal

2 of 2



LEGAL DESCRIPTION

Driveway: That strip of land approximately 10 feet x 50 feet marked "Driveway" lying between Lots 27 and 29 as shown on the plat of Tavernier Cove, recorded in Plat Book 1, Page 103, of the Public Records of Monroe County, Florida.

Road: All that part of Tarpon Street lying South of the southerly line of Sunrise Drive, as shown on the Plat of Tavernier Cove, recorded in Plat Book 1, Page 103, of the Public Record of Monroe County, Florida.

DISTRIBUTION RIGHT-OF-WAY EASEMENT (Corporation)

KNOW ALL MEN BY THESE PRESENTS, that we, the undersigned grantors, (whether one or more)

PROPERTY OWNER(S): Island Escapes, LLC (Charles Sposato)

P.O. Address: 910 W. Pulaski Highway City: Elkton State: MD Zip Code 21921

Property Address: 180 Sunrise Dr. City Tavernier State: FL Zip Code 33070

in consideration of one dollar and other good and valuable considerations, the receipt of which is hereby acknowledged, do hereby grant; bargain, sell and convey to Florida Keys Electric Cooperative, Inc., of P.O. Box 377, Tavernier, Florida 33070-0377, hereinafter called the "Cooperative", its successors and assigns, a perpetual Electric Utility Easement 10 feet in width, over, under, upon and across the lands and real property situate, lying and being in the County of Monroe, State of Florida, more particularly described as follows:

A Utility Easement for an existing downguy and anchor located on a portion of Lot 31 and adjacent vacated portion of Tarpon Street, TAVERNIER COVE, according to the Plat thereof as recorded in Plat Book 1 at Page 103 of the Public Records of Monroe County, Florida, and being more particularly described as follows: COMMENCING at Northwest corner of said Lot 31 on the Southerly right of way Line of Sunrise Drive, thence run in a Southeasterly direction along the Northeasterly line of said Lot 31 and the Southerly right of way line of Sunrise Drive for a distance of 86.57 feet to the POINT OF BEGINNING of the Utility Easement hereinafter described; thence continue in said Southeasterly direction for a distance of 10.00 feet; thence with a deflected angle to the right of 90 degrees and in a Southwesterly direction for a distance of 5.00 feet; thence with a deflected angle to the right of 90 degrees and in a Northwesterly direction for a distance of 10.00 feet; thence with a deflected angle to the right of 90 degrees and in a Northeasterly direction for a distance of 5.00 feet back to the POINT OF BEGINNING. Containing 50.0 square feet.

also a perpetual easement over, under, upon and across all streets, alleys, easements and rights of way in any subdivision or recorded plat, which subdivision or recorded plat includes the said property described herein. And the right to construct, operate and maintain an electric distribution line, system or other services unrelated to supplying electricity, on or under the above described lands; the right to inspect and make such repairs, changes, alterations, improvements, and additions to its facilities as the Cooperative may from time to time deem advisable including, by way of example, and not by the way of limitation, the right to increase or decrease the number of conduits, poles, wires, cables, hand holes, transformers, and transformer enclosures; the right to cut, trim and control the growth by chemical means, machinery or otherwise of trees and shrubbery's that may interfere with or threaten or endanger the operation and maintenance of said line or system; the right to keep the easement clear of all buildings, structures or other obstructions except citrus trees and low-growing shrubbery that do not otherwise interfere with Cooperative's use of the right of way easement; the right to license, permit, or otherwise agree to the joint use or occupancy of the easement, system, or, if any of said system is placed underground, of the trench or related underground facilities by any other utility, person, association, or corporation; and the right to enter upon, cross and use other lands of the Grantors to provide access to the easements granted herein.

The undersigned agree that all poles, wire, and other facilities including any main service entrance equipment, installed in, upon or under the above described lands at the Cooperative's expense, shall remain the property of the Cooperative, removable at the option of the Cooperative. The undersigned covenant that they are the owners of the above described lands. The grantors reserve the right to use the easement conveyed herewith for general farming, citrus grove, or pasture purposes, as long as such use does not interfere with the Cooperative's use of the easement conveyed hereunder.

Grantors agree that this right-of-way easement, shall run with the land, and that any abandonment of the use of the easement, or interruption in the use of the right-of-way easement, shall not terminate or impair the interests hereby conveyed to the Cooperative.

IN WITNESS WHEREOF, the gr

day of January, 2011

SIGNED, SEALED, AND DELIVERED

Pauline M.

WITNESS SIGNATURE

WITNESS

STA

By

Of

Island Escapes, LLC
(NAME OF CORPORATION A.C.)









has produced: (TYPE OF IDENTIFICATION)

Carol Walker

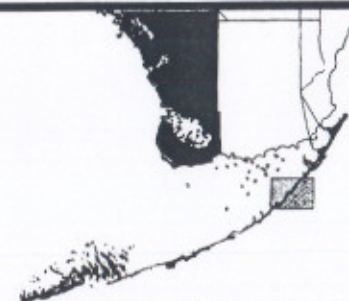
NAME OF NOTARY TYPED, PRINTED OR STAMPED.



Real Estate Number
Parcel Lot Text
Subdivision Text
Block Text

-  Hooks_Leads
-  Lot Lines
-  Road Names
-  Road Names2
-  Road Centerlines
-  Water Names
-  Parcels
-  Shoreline


1 in. = 122.5 feet



5/8

MEMORANDUM

TO: Jan Hotalen
County Attorneys Office

FROM: David S. Koppel
County Engineer 

DATE: March 7, 2005

RE: Petition for Road Abandonment
Tarpon Street & Driveway
Tavernier Cove, Tavernier

The above-referenced petition has been reviewed and approved by this department.
Please call if you have any questions.

DSK/jl
TarponStRdAbandonmentTavernier.DOC

RECEIVED

MAR 08 2005

MONROE COUNTY ATTORNEY

Monroe County Planning Dept.
88800 Overseas Highway
Tavernier FL 33070
Tel. (305) 852-7108



To: Jan Hotalen, Paralegal, County Attorneys Office
From: K. Marlene Conaway, Director of Planning *KMC*
Date: February 18, 2005
Subject: Request from Island Escapes LLC for a road and platted driveway abandonment

RECEIVED

MAR 01 2005

MONROE COUNTY ATTORNEY

Island Escapes LLC, owner of Lots 27-33, Plat of Tavernier Cove, has requested the abandonment of a portion of Tarpon Street, and an access driveway to Lot 28, as shown in Plat Book 1, Page 103 of the public records of Monroe County.

The property is in the Improved Subdivision (IS) land use district.

Roadway Description

Tarpon St, which is the subject of the request for abandonment is shown on the original plat of Tavernier Cove as an access road serving only lots 29, 30 and 31 of the subdivision.

Use of the Road

There is no traffic use of the portion of Tarpon Street that is the subject of the abandonment request. A site visit indicates that the area of the platted road is indistinguishable from the surrounding area, and the abandonment of the originally platted roadbed should not adversely affect traffic patterns in the area.

Development Potential

The only development potential for the section to be abandoned is to slightly enlarge the properties that share the undeveloped roadbed boundary. Island Escapes LLC is the owner of all the platted lots served by the original platted roadbed and access driveway.

Shoreline Access

The portion of the road being proposed for abandonment does not terminate on open water.

Staff Review

A review of the records and an on site inspection of the property revealed the following:

1. The original platted roadbed shows no signs of ever having been completed.
2. The applicant is the owner of all the platted lots that gain access from the portion of road and platted driveway that is the subject of the request.
3. The applicant has received approval of the abandonment request from The Florida Keys Aqueduct Authority, Florida Keys Electric Cooperative Assn, Comcast Cable and BellSouth Telecommunications.

Conclusion

Staff recommends APPROVAL of the request of Island Escapes, LLC for the abandonment of a portion of Tarpon Street and the platted driveway based on the following:

1. The portion of the undeveloped roadbed proposed for abandonment serves only the applicant. Therefore the request for abandonment meets the requirements as outlined in the Monroe County Code Section 16-1.
2. The road does not terminate on a body of water, and is consistent with Goal 213 of the Monroe County Year 2010 Comprehensive Plan.
3. Based on the application and the supporting documentation, the area requested for abandonment will not impair the distribution of utilities in the neighboring area.

MEMORANDUM

TO: Julie T.
FROM: Warren
DATE: February 18, 2005
RE: Road Abandonment

Here's the staff report on the abandonment. I have a full copy of the package here, so I'm returning the original

I spent 30 minutes on the site visit and 90 minutes preparing the staff report – total 2 hours.




FIRE MARSHAL'S OFFICE
Marathon Gov't Annex Bldg.
490 - 63rd St., Ocean, Ste. 160
Marathon, FL 33050
(305) 289-6010
(305) 289-6013 FAX



BOARD OF COUNTY COMMISSIONERS

Mayor Dixie M. Spehar, District 1
Mayor Pro Tem Charles "Sonny" McCoy, District 3
George Neugent, District 2
David P. Rice, District 4
Murray E. Nelson, District 5

INTEROFFICE MEMORANDUM

DATE: February 17, 2005
TO: Suzanne A. Hutton, Assistant County Attorney
FROM: Arthur "Wally" Romero, Assistant Fire Marshal 
SUBJECT: ROAD ABANDONMENT INSPECTION:
(Tarpon Street, Tavernier)

RECEIVED
FEB 18 2005
MONROE COUNTY ATTORNEY

The Monroe County Fire Marshal's Office has reviewed the above referenced proposed road abandonment. This office has no objection to the abandonment.

If the Fire Marshal's Office can be of any additional assistance in this matter, please contact our office.

cc: Chief Clark O. Martin, Monroe County Fire Rescue

@RoadAbdn/RoadAbdn/mw7.0



FLORIDA KEYS ELECTRIC COOPERATIVE ASSOCIATION, INC. - FKEC

91605 OVERSEAS HIGHWAY P.O. BOX 377, TAVERNIER, FL 33070-0377 PHONE (305) 852-2431 FAX: (305) 852-4794

January 20, 2005

Mr. Daryle L. Osborn
Keys Engineering Services, Inc.
86801 Overseas Highway
Islamorada, FL 33036

Re: Road Abandonment - Tarpon Street, Tavernier, Florida

Dear Mr. and Ms. Owen:

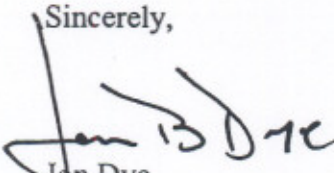
This letter is in response to your Road Abandonment Request received in our office.

Please be advised that Florida Keys Electric Cooperative Association, Inc. (FKEC), has reviewed the subdivision plat you provided and has ***no objection*** to the abandonment of:

That portion of Tarpon Street, Tavernier Florida as requested by Island Escapes, LLC

Should you have any questions, please feel free to contact me at (305) 852-2431.

Sincerely,


Jon Dye
Staking Technician

JD:pm

cc: Tim Planer
John M. Burch



Comcast Cable
1010 Kennedy Drive.
Suite 200
Key West, FL 33040

10-05-04

Daryle L. Osborn
Keys Engineering Services, Inc.
86801 Overseas Highway
Islamorada, Fl 33036

RE: Road Abandonment
Tarpon Street
Tavernier, Florida

Dear Mr. Osborn,

Comcast has no objections to the abandonment of the two parcels of land along Sunrise Drive in Tavernier, Florida as described in the letter provided to us by Keys Engineering Services, Inc.

If you have any questions or are in need of further assistance please feel free to contact me at 809-1255

Sincerely,

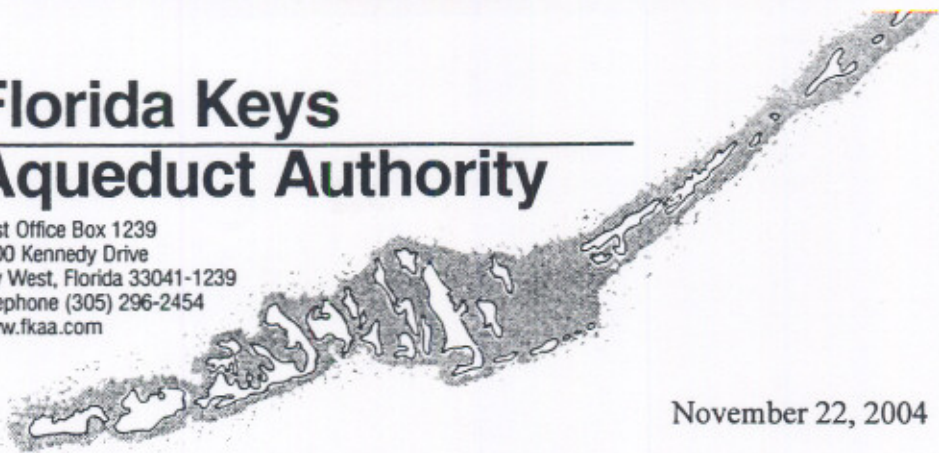
A handwritten signature in cursive script, appearing to read 'Greg Daniels'.

Greg Daniels
Comcast Cable
1010 Kennedy Drive Suite 200
Suite 200
Key West, FL 33040



Florida Keys Aqueduct Authority

Post Office Box 1239
1100 Kennedy Drive
Key West, Florida 33041-1239
Telephone (305) 296-2454
www.fkaa.com



Key West

Mary L. Rice
Vice-Chairman
Marathon

Harry E. Cronin
Secretary/Treasurer
Key Largo

Elena Z. Herrera
Rockland Key

Rose Dell
Big Pine Key

James C. Reynolds
Executive Director

November 22, 2004

Daryle Osborn, P.E.
Key's Engineering Service Inc.
86801 Overseas Highway
Islamorada, FL 33036

RE: Request to abandon a portion of Tarpon St. that lies south of Sunrise Dr.
and separates lots 29, 30, and 31 along with a parcel indicated as a driveway
that separates lots 27 and 29, Tavernier Cove Subdivision, Key Largo, FL

Dear Mr. Osborn:

The FCAA Board of Directors approved at the November 18, 2004 meeting, the above
referenced project.

Pursuant to your request for the abandonment of the above-reference property, Staff has
researched your request and have no objection to the abandonment since FCAA has no facilities
in this alley nor is there any present or future need for this right of way.

Should you have any questions, please do not hesitate to call this office.

Sincerely,

FLORIDA KEYS AQUEDUCT AUTHORITY

Edgar F. Nicolle, Jr.
Distribution Design Specialist

EFN/cma

cc: Bob Feldman, General Counsel
Arlyn Higley, Director of Maintenance Dept.
Monroe County Building Department



FAX

Date: 10/6/2004

Number of pages including cover sheet: 1

To: Keys Engineering Services

Att: Coral Volland

Phone:

Fax:

From: Jim Yeager, P.E.

BellSouth Telecommunications

70 Atlantic Dr.

Key Largo, FL 33037

Phone: 305-453-9864

Fax: 305-451-4232

cc:

REMARKS: ☐ Urgent ☒ For your review ☐ Reply ASAP ☐ Please Comment

Bellsouth has reviewed your request for the abandonment of a portion of Tarpon St. adjacent to your client's property. I noticed that FKEC and Bellsouth have downguys off of a pole that falls within this right of way. Will you be giving FKEC an easement for their downguy? Other than that we have no objection to the requested abandonment. Please let me know about an easement concerning the downguys.

Thank you,
Jim Yeager

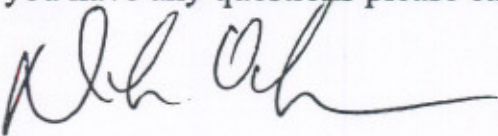
January 24, 2005

Monroe County Building & Zoning
Plantation Key, Florida

Re: Road Abandonment
Tarpon Drive & Driveway
Tavernier, Florida

The members of Island Escapes LLC have no objection to the above noted road abandonment. Island Escapes LLC owns all the properties adjacent to the roadway and driveway abandonment.

If you have any questions please call me at 305-852-0262.

A handwritten signature in black ink, appearing to read 'D. Osborn', with a long horizontal flourish extending to the right.

Daryle L. Osborn